# UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO

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|--|----------|---------------------------|
| In re:   | :        |                           |
| THE FINANCIAL OVERSIGHT AND<br>MANAGEMENT BOARD FOR PUERTO RICO, |          | PROMESA<br>Title III      |
| as representative of   | :<br>: ( | Case No. 17-BK-3283 (LTS) |
| THE COMMONWEALTH OF PUERTO RICO et al.,                          | ·<br>: ( | (Jointly Administered)    |
| Debtors. <sup>1</sup>  | :        |                           |

# AMENDED<sup>2</sup> INFORMATIVE MOTION OF OFFICIAL COMMITTEE OF UNSECURED CREDITORS REGARDING APRIL 24-25, 2019 OMNIBUS HEARING

To the Honorable United States District Judge Laura Taylor Swain:

The Official Committee of Unsecured Creditors of all Title III Debtors (other than COFINA) (the "Committee") hereby submits this informative motion in response to the Court's *Order Regarding Procedures for Attendance, Participation and Observation of April 24-25*, 2019, Omnibus Hearing [Docket No. 6240] (the "Scheduling Order") and respectfully states as follows:

1. Luc A. Despins and G. Alexander Bongartz of Paul Hastings LLP will appear in person on behalf of the Committee at the Hearing (as defined in the Scheduling Order) in

The Debtors in these Title III cases, along with each Debtor's respective Title III case number listed as a bankruptcy case number due to software limitations and the last four (4) digits of each Debtor's federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (Bankruptcy Case No. 17-BK-3283 (LTS)) (Last Four Digits of Federal Tax ID: 3481), (ii) Employees Retirement System of the Government of the Commonwealth of Puerto Rico ("ERS") (Bankruptcy Case No. 17-BK-3566 (LTS)) (Last Four Digits of Federal Tax ID: 9686), (iii) Puerto Rico Highways and Transportation Authority ("HTA") (Bankruptcy Case No. 17-BK-3567 (LTS)) (Last Four Digits of Federal Tax ID: 3808), (iv) Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17-BK-3284 (LTS)) (Last Four Digits of Federal Tax ID: 8474), and (v) Puerto Rico Electric Power Authority ("PREPA") (Bankruptcy Case No. 17-4780 (LTS)) (Last Four Digits of Federal Tax ID: 3747).

The Committee's informative motion has been amended to add special counsel for the Committee to the persons who will appear on behalf of the Committee at the Hearing.

Courtroom 3 of the United States District Court for the District of Puerto Rico, 150 Carlos Chardón Street, Federal Building, San Juan, Puerto Rico, and address, as necessary, the following matters:

- (a) Motion of Official Committee of Unsecured Creditors, Under Bankruptcy Code

  Sections 105(a) and 502 and Bankruptcy Rule 3007, Establishing Procedures

  With Respect to Objections to Claims Asserted by Holders of Bonds Issued By

  Employees Retirement System of Government of Puerto Rico and Requesting

  Related Relief [Docket No. 5589];
  - (i) Notice of Filing of Revised Order, Pursuant to Bankruptcy Code Section
    502 and Bankruptcy Rule 3007, Establishing Procedures with Respect to
    Omnibus Objections of Official Committee of Unsecured Creditors to
    Claims Asserted by Holders of Bonds Issued by Employees Retirement
    System of Government of Puerto Rico [Docket No. 6247];
  - (ii) Reply of Official Committee of Unsecured Creditors to Objections to

    Motion Under Bankruptcy Code Sections 105(a) and 502 and Bankruptcy
    Rule 3007, Establishing Procedures With Respect to Omnibus Objection
    to Claims Asserted by Holders of Bonds Issued by Employees Retirement
    System of Government of Puerto Rico [Docket No. 6353];
- (b) Urgent Joint Motion for Entry of Order Approving Stipulation and Agreed Order by and Among Financial Oversight and Management Board, Its Special Claims Committee, and Official Committee of Unsecured Creditors Related to Joint Prosecution of Debtor Causes of Action [Docket No. 6305];

- (c) Motion of Official Committee of Unsecured Creditors for Order Authorizing

  Committee to Pursue Certain Causes of Action on Behalf of Commonwealth and

  Granting Related Relief [Docket No. 6325];
- (d) Motion of the Ad Hoc Group of General Obligation Bondholders, Under

  Bankruptcy Code Sections 105(a) and 502 and Bankruptcy Rule 3007,

  Establishing Procedures With Respect to Omnibus Conditional Objection of the

  Ad Hoc Group of General Obligation Bondholders to Claims Filed or Asserted by

  the Public Buildings Authority, Holders of Public Buildings Authority Bonds, and

  Holders of Certain Commonwealth General Obligation Bonds [Docket No. 6104];
  - (i) Objection of Official Committee of Unsecured Creditors to Motion of Ad

    Hoc Group of General Obligation Bondholders, Under Bankruptcy Code

    Sections 105(a) and 502 and Bankruptcy Rule 3007, Establishing

    Procedures with Respect to Omnibus Conditional Objection to Claims

    Filed or Asserted by The Public Buildings Authority, Holders of Public

    Buildings Authority Bonds, and Holders of Certain Commonwealth

    General Obligation Bonds [Docket No. 6261];
- (e) Motion of Individual General Obligation Bondholder (1) to Permit Electronic

  Filing by Pro Se Parties; (2) (In the Alternative to "(1)" to Set Up a Mechanism to

  Permit Pro Se Parties to File and Serve Papers by Submission by e-mail to Prime

  Clerk; (3) to Permit Pro Se Parties to Listen into Proceedings by Telephone; and

  (4) to Order the Appointment of a Committee for Individual and Other Modest
  Sized Bondholders. [Docket No. 6128];

- (i) Objection of Official Committee of Unsecured Creditors to Motion of Pro
  Se Individual General Obligation Bondholder for Order Appointing
  Committee for Individual and Other Modest Sized Holders of General
  Obligation Bonds [Docket No. 6166];
- (f) Any objections, responses, statements, joinders, or replies to any of the foregoing pleadings; and
- (g) Any statements made by any party in connection with the Title III cases or any adversary proceeding pending therein.
- 2. In addition, Mr. John Arrastia and Mr. Jesus M. Suarez of Genovese Joblove & Battista, P.A. will also be attending, on behalf of the Committee, the Hearing in San Juan, Puerto Rico, and address, as necessary, the following matter:
  - (a) Motion of Official Committee of Unsecured Creditors for Order Authorizing

    Committee to Pursue Certain Causes of Action on Behalf of Commonwealth and

    Granting Related Relief [Docket No. 6325].
- 3. In addition, Mr. Juan J. Casillas Ayala of Casillas, Santiago & Torres LLC and one of his co-counsel will also be attending, on behalf of the Committee, the Hearing in San Juan, Puerto Rico.

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WHEREFORE, the Committee respectfully requests that the Court take notice of the

Dated: April 22, 2019 /s/ Luc A. Despins

above.

#### PAUL HASTINGS LLP

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- and -

/s/ Juan J. Casillas Ayala

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Proposed Special Counsel to the Official Committee of Unsecured Creditors with Respect to Claims Against Underwriters and Their Affiliates

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